IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.57 OF 2007
IN
LETTERS PATENT APPEAL ST.NO.6966 OF 2007
IN
WRIT PETITION NO.1250 OF 2006

Kishan S/o Late Shri Khubchand
Deepchand Bhagnani .. Applicant

Vs.

Nandkumar Ramkrishna Pednekar
& Ors. .. Respondents

Mr.Chavanjeet Chandarpat for the applicant

Mr.R.A.Thorat for the respondent no.1 and 2

CORAM : J.N.PATEL &
SMT.R.S.DALVI, JJ.

DATED : 2ND APRIL, 2007

P.C.:

1. Heard.

2. The Letters Patent Appeal is preferred against the order passed by the learned single Judge on 10.04.06.

3. We do not find any error or illegality in the matter so as to interfere as the writ petition was disposed of with the consent of the parties and now the appellant who is the sub-tenant cannot take advantage of the fact and turn around. As such the appeal is dismissed.

4. In view thereof, Civil Application is also dismissed as infructuous.

(SHRI J.N. PATEL, J)

(SMT. R.S.DALVI, J)